



## 2021 ASSEMBLY BILL 102

February 18, 2021 - Introduced by Representatives BROOKS, ARMSTRONG, BRANDTJEN, DITTRICH, KUGLITSCH, MURPHY, MURSAU, SKOWRONSKI, TUSLER and WICHGERS, cosponsored by Senators JACQUE and BALLWEG. Referred to Committee on Judiciary.

1 **AN ACT** *to create* 767.135 of the statutes; **relating to:** judicial notice of certain  
2 court records relating to domestic violence or child abuse.

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### *Analysis by the Legislative Reference Bureau*

This bill allows a court in an action affecting the family to take judicial notice of certain records relating to domestic violence.

Under current law, certain aspects of family law proceedings are modified if a court finds that a parent has engaged in a pattern or serious incident of interspousal battery or domestic abuse. If a guardian ad litem is appointed for a child in an action affecting the family, the guardian ad litem is required to investigate whether there is evidence that either parent engaged in interspousal battery or domestic abuse and must report the results of the investigation to the court.

The bill specifies that in a family law action in which the parties have a minor child, a court may take judicial notice of records available on the Internet site of the consolidated court automation programs, commonly referred to as CCAP, relating to certain convictions and restraining orders between the parties. Under the bill, the court may take judicial notice of records available on CCAP relating to 1) a conviction of a parent for a crime that is subject to the statutory domestic abuse surcharge and is committed against the other parent, including battery, stalking, sexual assault, damage to property, disorderly conduct, and other specified crimes; 2) a conviction of a parent for a crime against a child that is committed against a child of the parties;

